IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 2226 of 2004(M)

PETITIONER:

S.MOHANAN, KUNNUPURATHU VEEDU,
VAYAMBAKONAM, MANNANTHALA, THIRUVANANTHAPURAM-15,
PEON, PROVISIONAL, KERALA STATE TODDY WORKERS
WELFARE FUND BOARD, THIRUVANANTHAPURAM.

BY ADV. SRI.VAKKOM N.VIJAYAN
SMT.REEJA HARI
SMT.VINITHA PRASANNAN
SRI.P.ANIYAN
SMT.RAGAM.K.P.

RESPONDENTS:
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1. **THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, LABOUR DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **KERALA TODDY WORKERS WELFARE FUND BOARD, THIRUVANANTHAPURAM, REPRESENTED BY ITS SECRETARY.**

3. **THE CHIEF WELFARE FUND INSPECTOR, KERALA STATE TODDY WORKERS WELFARE FUND BOARD, THIRUVANANTHAPURAM.**

BY ADV. SRI.K.HARILAL, SC, KTWWF BOARD
BY GOVERNMENT PLEADER SMT.K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.2226/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE G.O. DT. 13.10.99 ISSUED BY THE IST RESPONDENT.

EXT.P2:- COPY OF THE JUDGMENT DT. 13.8.03 IN OP. 39175/01.

EXT.P3:- COPY OF THE ORDER NO.EXT.A2/9386/03 DT. 6.11.03.

/TRUE COPY/

P.A. TO JUDGE

tss

KURIAN JOSEPH, J.

W.P.(C) NO. 2226 OF 2004

Dated this the 26th day of November, 2007.

J U D G M E N T

Petitioner is aggrieved since he is not regularized despite being an allegedly eligible physically handicapped person. The Chief Welfare Fund Inspector of the respondent-Board has rejected the request as per Exhibit P3. Since the petitioner is claiming the benefit of Exhibit P1 Government Order and being a policy matter, and since the Government is entitled to issue directions to the Board, it is only appropriate that the Government look into the matter. Therefore, this writ petition is disposed of as follows:

2. The petitioner may file an appropriate representation before the first respondent within a period of one month from today. Thereafter, the first respondent shall consider the same with notice to the petitioner and second respondent and pass appropriate orders thereon in accordance with law and justice within a period of another three months.

KURIAN JOSEPH, JUDGE.

smp